Case 09-27792 Doc 1 Filed 07/30/09 Entered 07/30/09 16:44:18 Desc Main (Official Form 1) (1/08) Document Page 1 of 33

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						nkruptcy rict of Illi		ourt				Vol	luni	tary Petition
	Debtor (if i		ter Last, First,					1	oint Debte	or (Spot	ıse) (Last, First,	Middle):		
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):					All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):									
	-	oc. Sec. or Inc ne, state all):	-	ayer I.D	. (ITIN)	No./Complete		Last four d EIN (if mo				'axpayer I.	.D. (I	TIN) No./Complete
922 W	estfield L	.ane	Street, City, St	tate & Z	Zip Code	s):		Street Add	ress of Jo	oint Deb	tor (No. & Stree	et, City, St	tate &	z Zip Code):
Schau	mburg, II	_		Z	ZIPCOD	E <b>60193</b>							ZIPO	CODE
County of Cook	of Residence	e or of the Prin	ncipal Place of	f Busine	ess:			County of	Residence	e or of t	he Principal Pla	ce of Busi	iness:	
Mailing .	Address of 1	Debtor (if diff	ferent from str	eet add	ress)			Mailing Ad	ldress of	Joint De	ebtor (if differer	nt from str	reet ac	ddress):
				7	ZIPCOD	E							ZIPO	CODE
Location	of Principa	l Assets of Bu	usiness Debtor			om street addres	s abo	ve):						
												Γ	ZIPO	CODE
	(Forn	ype of Debton of Organizatheck one box	tion)			Nature (Check	one				the Petitio	n is Filed	y Cod I (Che	le Under Which
See Ex Corpo	dual (includ whibit D on pration (includership) (If debtor is	es Joint Debto page 2 of this udes LLC and s not one of th	ors) form. LLP)  ae above entition		Sin U.S Rai Sto Cor	S.C. § 101(51B) lroad ckbroker nmodity Broker	Estate	The as defined in 11  The control of			<ul> <li>Chapter 15 Petition for Recognition of a Foreign Main Proceeding</li> <li>Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding</li> </ul>			
check	this box and	d state type of	f entity below.	)	Oth  Del	Tax-Exe (Check box, otor is a tax-exer e 26 of the Unit ernal Revenue C	, if apmed apped a	pplicable.) organization tates Code (the		del § 1 ind per		1 U.S.C. red by an y for a	ne box	
		Filing	Fee (Check or	ne box)	-			Charle and	1		Chapter 11 I	Debtors		
Filing attach	signed appl	aid in installm lication for the	e court's cons	ideratio	n certify	als only). Must ing that the debt e Official Form	tor	Debtor i  Check if:  Debtor's	s a small s not a sn s aggrega s are less	nall bus		defined in	11 U	C. § 101(51D). I.S.C. § 101(51D). I to non-insiders or
						uals only). Must official Form 3B		Check all a	<b>pplicabl</b> s being fi nces of th	led with ne plan v	this petition			one or more classes of
☐ Debt <b>▼</b> Debt	or estimates or estimates		ill be available y exempt prop			n to unsecured c d and administra			id, there v	will be n	o funds availab	le for		THIS SPACE IS FOR COURT USE ONLY
_	l Number of	f Creditors  100-199	200-999	1,000- 5,000		5,001- 10,000	10,0 25,0	001- 000	25,001- 50,000		50,001- 100,000	Over 100,000		
		\$100,001 to \$500,000	\$500,001 to \$1 million	\$1,000 \$10 m		\$10,000,001 to \$50 million		0,000,001 to 00 million	\$100,00 to \$500	,	\$500,000,001 to \$1 billion	More that		
$ \mathbf{V} $	l Liabilities  \$50,001 to	\$100,001 to	\$500,001 to	\$1,000	0,001 to	\$10,000,001	\$50	0,000,001 to	\$100,00	00,001	\$500,000,001	☐ More tha	an	

\$50,000 \$100,000 \$500,000 \$1 million \$10 million to \$50 million \$10 million to \$10 million to \$10 million \$1

	Location Where Filed: <b>None</b>	Case Number:	Date Filed:
	Location Where Filed:	Case Number:	Date Filed:
	Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If mo	re than one, attach additional sheet)
	Name of Debtor: None	Case Number:	Date Filed:
	District:	Relationship:	Judge:
ИuС	Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.	(To be completed whose debts are properties) I, the attorney for the petitioner in that I have informed the petition chapter 7, 11, 12, or 13 of tittle explained the relief available under the state of the complex of	if debtor is an individual rimarily consumer debts.)  named in the foregoing petition, declare ner that [he or she] may proceed under tle 11, United States Code, and have der each such chapter. I further certify the notice required by § 342(b) of the
tware (		X /s/ Jay Reese Signature of Attorney for Debtor(s)	7/30/09
c. [1-800-998-242	or safety?  ☐ Yes, and Exhibit C is attached and made a part of this petition.  ✓ No		
© 1993-2009 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only	Exhi  (To be completed by every individual debtor. If a joint petition is filed, ea  ✓ Exhibit D completed and signed by the debtor is attached and ma  If this is a joint petition:  □ Exhibit D also completed and signed by the joint debtor is attached.	ach spouse must complete and atta de a part of this petition.	ch a separate Exhibit D.)
	<ul> <li>✓ Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180</li> <li>☐ There is a bankruptcy case concerning debtor's affiliate, general principal place of preceding the date of this petition or for a longer part of such 180</li> </ul>	oplicable box.) of business, or principal assets in the days than in any other District. partner, or partnership pending in	this District.
	Debtor is a debtor in a foreign proceeding and has its principal pl or has no principal place of business or assets in the United States be in this District, or the interests of the parties will be served in reg-	out is a defendant in an action or pr	oceeding [in a federal or state court]
	Certification by a Debtor Who Reside (Check all app  Landlord has a judgment against the debtor for possession of deb	licable boxes.)	
	(Name of landlord or lesso	or that obtained judgment)	

(Address of landlord or lessor) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1)).

Case 09-27792

(This page must be completed and filed in every case)

B1 (Official Form 1) (1/08)

filing of the petition.

**Voluntary Petition** 

Doc 1

Filed 07/30/09

Document

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Page 2 of 33 Name of Debtor(s):

Prior Bankruptcy Case Filed Within Last 8 Years (If more than two, attach additional sheet)

Smullin, Cynthia A

Desc Main

Page 2

#### **Voluntary Petition**

(This page must be completed and filed in every case)

Name of Debtor(s):

Smullin, Cynthia A

#### **Signatures**

#### Signature(s) of Debtor(s) (Individual/Joint)

Doc 1

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United State Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ Cynthia A Smullin

Signature of Debtor

Cynthia A Smullin

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

July 30, 2009

#### Signature of Attorney\*



X /s/ Jay Reese

Signature of Attorney for Debtor(s)

Jay Reese 2301873 Law Offices of Jay M. Reese 286 W. Fullerton Ave. Addison, IL 60101-3767

lawofficeofjmreese@sbcglobal.net

July 30, 2009

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

- ☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
- ☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

#### **Signature of Non-Attorney Petition Preparer**

I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

X

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

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B1D (Official Form 1, Exhibit D) (12/08)

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United States Bankruptcy Court
Northern District of Illinois

Tiornering	istrict of immore
IN RE:	Case No
Smullin, Cynthia A	Chapter 7
Debtor(s)	
	OR'S STATEMENT OF COMPLIANCE ISELING REQUIREMENT
do so, you are not eligible to file a bankruptcy case, and the c whatever filing fee you paid, and your creditors will be able t	e statements regarding credit counseling listed below. If you cannot ourt can dismiss any case you do file. If that happens, you will lose to resume collection activities against you. If your case is dismissed ired to pay a second filing fee and you may have to take extra steps
Every individual debtor must file this Exhibit D. If a joint petition one of the five statements below and attach any documents as dis	is filed, each spouse must complete and file a separate Exhibit D. Check rected.
the United States trustee or bankruptcy administrator that outline	case, I received a briefing from a credit counseling agency approved by ed the opportunities for available credit counseling and assisted me in the agency describing the services provided to me. Attach a copy of the bough the agency.
the United States trustee or bankruptcy administrator that outline performing a related budget analysis, but I do not have a certificat	case, I received a briefing from a credit counseling agency approved by ed the opportunities for available credit counseling and assisted me in the from the agency describing the services provided to me. You must file to avoided to you and a copy of any debt repayment plan developed through led.
	approved agency but was unable to obtain the services during the five ent circumstances merit a temporary waiver of the credit counseling xigent circumstances here.]
you file your bankruptcy petition and promptly file a certificat of any debt management plan developed through the agency. case. Any extension of the 30-day deadline can be granted on	obtain the credit counseling briefing within the first 30 days after e from the agency that provided the counseling, together with a copy Failure to fulfill these requirements may result in dismissal of your ly for cause and is limited to a maximum of 15 days. Your case may ons for filing your bankruptcy case without first receiving a credit
motion for determination by the court.]	ause of: [Check the applicable statement.] [Must be accompanied by a
of realizing and making rational decisions with respect to	•
participate in a credit counseling briefing in person, by tel	ally impaired to the extent of being unable, after reasonable effort, to ephone, or through the Internet.);
Active military duty in a military combat zone.	etermined that the gradit counciling requirement of 11 II S.C. § 100/b)
does not apply in this district.	etermined that the credit counseling requirement of 11 U.S.C. § 109(h)
I certify under penalty of perjury that the information provided al	bove is true and correct.

Date: July 30, 2009

Signature of Debtor: /s/ Cynthia A Smullin

 $_{B6\;Summary\;(Form\;6\text{--}\;Summary)\;(12/07)}$  Doc 1

Document Page 5 of 33 United States Bankruptcy Court Northern District of Illinois

IN RE:	Case I	No
Smullin, Cynthia A	Chapt	er <b>7</b>
Delt	tor(c)	

#### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 0.00		
B - Personal Property	Yes	3	\$ 1,570.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 1,035.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	5		\$ 22,660.56	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$ 1,081.17
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$ 1,065.00
	TOTAL	16	\$ 1,570.00	\$ 23,695.56	

Case 09-27792 Form 6 - Statistical Summary (12/07) Doc 1 Filed 07/30/09 Entered 07/30/09 16:44:18

Page 6 of 33 Document **United States Bankruptcy Court** 

# **Northern District of Illinois**

Desc Main

IN RE:		Case No.
Smullin, Cynthia A		Chapter 7
	Debtor(s)	1

#### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$ 0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$ 0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 0.00

#### **State the following:**

Average Income (from Schedule I, Line 16)	\$ 1,081.17
Average Expenses (from Schedule J, Line 18)	\$ 1,065.00
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20)	\$ 1,081.17

#### **State the following:**

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column			\$ 35.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0	0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column			\$ 0.00
4. Total from Schedule F			\$ 22,660.56
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)			\$ 22,695.56

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DOA (Official Form OA) (12/07)		Document	Page 7 of 33	
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#### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
None				

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TOTAL

B6B (Official Form 6B) (12/07)
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IN RE Smullin, Cynthia A

	 Case No	
Debtor(s)		

#### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1.	Cash on hand.		Cash on hand		30.00
2.	Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	X			
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, include audio, video, and computer equipment.		Radio television, cell phone , grooming items		400.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	Х			
6.	Wearing apparel.		Clothes and shoes		140.00
7.	Furs and jewelry.	X			
8.	Firearms and sports, photographic, and other hobby equipment.	Х			
9.	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10.	Annuities. Itemize and name each issue.	Х			
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	X			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	Х			
14.	Interests in partnerships or joint ventures. Itemize.	Х			

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Debtor(s)

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(If known)

IN RE Smullin, Cynthia A

\_\_\_\_\_ Case No. \_\_\_

### **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

			(		
	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
15.	Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16.	Accounts receivable.	X			
17.	Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19.	Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22.	Patents, copyrights, and other intellectual property. Give particulars.	X			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.		1998 Mercury Marquis		1,000.00
	Boats, motors, and accessories.	X			
	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	X			
30.	Inventory.	X			
31.	Animals.	X			
32.	Crops - growing or harvested. Give particulars.	X			

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IN RE Smullin, Cynthia A

\_ Case No. \_

Debtor(s)

(If known)

## SCHEDULE B - PERSONAL PROPERTY

(Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	X			
35. Other personal property of any kind not already listed. Itemize.	X			
,				
	•	TO	ΓAL	1,570.00

Case 09-27792
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Debtor(s)

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(If known)

IN RE Smullin, Cynthia A

\_\_\_\_\_ Case No. \_\_

#### SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under: (Check one box)	Check if debtor claims a homestead exemption that exceeds \$136,875
□11 U S C 8 522(b)(2)	

□ 11	U.S.C.	§	522(b)(2) 522(b)(3)
<b>1</b> 1	U.S.C.	§	522(b)(3)

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS
SCHEDULE B - PERSONAL PROPERTY			EAEWIF HONS
Cash on hand	735 ILCS 5 §12-1001(b)	30.00	30.00
Clothes and shoes	735 ILCS 5 §12-1001(a)	140.00	140.00
1998 Mercury Marquis	735 ILCS 5 §12-1001(c)	1,000.00	1,000.00
,	3.2(0)	1,000.00	,,,,,,,,,

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IN RE Smullin, Cynthia A

Case No.

Debtor(s)

Doc 1

(If known)

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. ILHE08120879160			Non-purchase-money loan secured by				1,035.00	35.00
Light House Financial 4950 N. Cumberland Ave, Suite 7 Norridge, IL 60706			the title to a 1998 Mercury motor vehicle					
			VALUE \$ 1,000.00	1				
ACCOUNT NO.								
			VALUE \$					
ACCOUNT NO.								
			VALUE \$	L	-			
ACCOUNT NO.			VALUE \$					
<b>0</b> continuation sheets attached			(Total of th		otota		\$ 1,0 <b>35.00</b>	\$ 35.00
			(Use only on la		Tota	al	\$ 1,035.00	

(Report also on Summary of Schedules.) (If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

0 continuation sheets attached

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#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority

	I on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on tatistical Summary of Certain Liabilities and Related Data.
<b>V</b> (	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYI	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	<b>Domestic Support Obligations</b> Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
_	Extensions of credit in an involuntary case  Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
_	Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals  Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and Certain Other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to Maintain the Capital of an Insured Depository Institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
_	Claims for Death or Personal Injury While Debtor Was Intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).
	* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							
Alexian Brothers Hospital 1650 Moon Lake Blvd Hoffman Estates, IL 60194							1,500.00
ACCOUNT NO. <b>840828</b>						1	-,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
Amer Collection Company 919 W Estes Schaumburg, IL 60193							354.00
ACCOUNT NO. <b>38013901</b>							004.00
Asset Acceptance, LLC P.O. Box 2036 Warren, MI 48090-2031							749.00
ACCOUNT NO. <b>29295790</b>						1	
Asset Acceptance, LLC P.O. Box 2036 Warren, MI 48090-2031							90.00
4	1	<u> </u>		Subi		- 1	
4 continuation sheets attached			(Total of the (Use only on last page of the completed Schedule F. Report the Summary of Schedules and, if applicable, on the Standard of Certain Liabilities and Relate	T also tatis	otal o on tical	1	,

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# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		((	Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 493422235912							
Captial One P.O. Box 70886 Charlotte, NC 28272-9903							1,634.00
ACCOUNT NO. 1478171563							1,054.00
CRD PRT ASSO C/O ComCast One Galleria Tower Dallas, TX 75240							230.00
ACCOUNT NO.						Н	230.00
E & T Automotive Wise Road Schaumburg, IL 60173							0.00
ACCOUNT NO. <b>991439</b>							0.00
FFC-Columbus Inc. 1550 Old Henderson Road St Oh, OH 73220							
ACCOUNT NO. <b>12132106</b>							149.00
Harris N.A. 111 W. Monroe Street P.O. Box 755 Chicago, IL 60690							678.00
ACCOUNT NO. <b>771410024127</b>							070.00
Lunv Funding LLC P.O. Box 10584 Greenville, SC 29603-0584							698.00
ACCOUNT NO.						Н	030.00
MRA Collection 6401 W 31st Street Berwyn, IL 60402							
							1,000.00
Sheet no. 1 of 4 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims		_	(Total of th	sub			\$ 4,389.00
S			,		Tota	- 1	

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#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		(	Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER.  (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIOUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>20502076</b>							
NCO FIN/22 P.O. Box 41448 Philadelphia, PA 19101							1,198.00
ACCOUNT NO. <b>3040990401</b>							1,100.00
NW Collector 3601 Algonquin Road Rolling Meadows, IL 60008							76.00
ACCOUNT NO. 19928823201	+			+			76.00
NW Collector 3601 Algonquin Road Rolling Meadows, IL 60008							100.00
ACCOUNT NO. <b>2001735</b>							100.00
PINNACLE FIN 2080 Elm Street SE Minneapolis, MN 55439							
ACCOUNT NO. <b>833R2047306</b>				+			700.00
RJM ACQ LLC C/O Charter One Bank 575 Underhill Blvd Syosset, NY 11791							720.00
ACCOUNT NO. <b>69354</b>				+			720.00
RMI/MCSI C/O City Of Elgin 3348 Ridge Road Lansing, IL 60438							100.00
ACCOUNT NO.	-			+			100.00
St Alexius Center 1555 N. Barrington Road Hoffman Estates, IL 60010							
							0.00
Sheet no. <b>2</b> of <b>4</b> continuation sheets attached Schedule of Creditors Holding Unsecured Nonpriority Clair			(Total o	Sul this			\$ 2,894.00
beneated of Cications Holding Onsecuted Holipholity Class	11110		(Total o	u113	Tat	) :1	2,004.00

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#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		(	Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							
St. Alexiaius Brothers Behavior Center 1555 N. Barrington Road Hoffman Estates, IL 60010							6 000 00
ACCOUNT NO.							6,000.00
Stroger Cook County Hospital 1900 W. Polk Street Chicago, IL 60612							4 000 00
ACCOUNT NO. <b>716982-1-ALLUIL</b>	+					H	1,000.00
The CCS Companies P.O. Box 7249 Portsmouth, NH 03802-7249							
ACCOUNT NO. <b>716982-1-ALLUIL</b>			Subrogation claim from 03/11/09 accident for All				2,659.28
The CCS Companies P.O. Box 7249 Portsmouth, NH 03802-7249			State Insurance Company				
ACCOUNT NO. <b>15912582</b>	+			$\vdash$			2,659.28
UN COLL TOL C/O Meijer Inc. 5620 Southwyck Blv Toledo, OH 43614							400.00
ACCOUNT NO. <b>15912575</b>				H			108.00
UN COLL TOL C/O Meijer Inc. 5620 Southwyck Blv Toledo, OH 43614							54.00
ACCOUNT NO. <b>15861171</b>	+			$\vdash$		H	54.00
UN COLL TOL C/O Meijer Inc. 5620 Southwyck Blv Toledo, OH 43614							
							54.00
Sheet no. 3 of 4 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of the	Sub			\$ 12,534.56
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#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		( •	Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 8855 1100 70140054							
Wow Cable P.O. Box 5715 Carol Stream, IL 60197							150.00
ACCOUNT NO.	_						
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
ACCOUNT NO.							
Sheet no4 of4 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of th	Sub			s 150.00

Schedule of Creditors Holding Unsecured Nonpriority Claims

(Total of this page) \$

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(Use only on last page of the completed Schedule F. Report also on the Summary of Schedules, and if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)

22,660.56

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#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

(If known)

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

✓ Check this box if debtor has no executory contracts or unexpired leases.

Debtor(s)

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

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#### **SCHEDULE H - CODEBTORS**

(If known)

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

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#### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

ne case filed) f not paid monthly)	\$ \$ \$ \$ \$ \$	DEBTOR   \$	SPOUSE
not paid monthly)	\$ \$ \$ \$ \$ \$	DEBTOR \$ \$ \$	SPOUSE
not paid monthly)	\$ \$ \$ \$ \$ \$	DEBTOR \$ \$ \$	SPOUSE
not paid monthly)	\$ \$ \$ \$ \$ \$	DEBTOR \$ \$ \$	SPOUSE
not paid monthly)	\$ \$ \$ \$ \$ \$	DEBTOR \$ \$ \$	SPOUSE
not paid monthly)	\$ \$ \$ \$ \$ \$	\$\$ \$	SPOUSE
not paid monthly)	\$ \$ \$ \$ \$ \$	\$\$ \$	SPOUSE
not paid monthly)	\$ \$ \$ \$ \$ \$	\$\$ \$	SPOUSE
not paid monthly)	\$ \$ \$ \$ \$ \$	\$\$ \$	SPOUSE
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	lines 6 and 14)	\$\$\$\$\$\$\$\$\$\$\$\$\$\$\$\$\$\$\$	\$ \$ _ \$ _ \$ _ \$ _ \$ _ \$ _ \$ _ \$ _ \$

**16. COMBINED AVERAGE MONTHLY INCOME**: (Combine column totals from line 15 if there is only one debtor repeat total reported on line 15)

\$\_\_\_\_\_1,081.17

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

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Debtor(s)

Case No. (If known)

#### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case file quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ fro on Form22A or 22C.	
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Co expenditures labeled "Spouse."	omplete a separate schedule of
1. Rent or home mortgage payment (include lot rented for mobile home) a. Are real estate taxes included? Yes No	\$400.00
b. Is property insurance included? Yes No No	
a. Electricity and heating fuel	\$
b. Water and sewer	\$
c. Telephone	\$85.00
d. Other	\$
	\$
3. Home maintenance (repairs and upkeep)	\$
4. Food	\$300.00
5. Clothing	\$
6. Laundry and dry cleaning	\$30.00
7. Medical and dental expenses	\$
8. Transportation (not including car payments)	\$ <b>175.00</b>
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$
10. Charitable contributions	\$
11. Insurance (not deducted from wages or included in home mortgage payments)	
a. Homeowner's or renter's	\$
b. Life	\$
c. Health	\$

13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)

a. Auto b. Other

d. Auto e. Other

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14. Alimony, maintenance, and support paid to others

15. Payments for support of additional dependents not living at your home

12. Taxes (not deducted from wages or included in home mortgage payments)

16. Regular expenses from operation of business, profession, or farm (attach detailed statement) 17. Other

18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.

1,065.00

19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of this document: None

#### 20. STATEMENT OF MONTHLY NET INCOME

a. Average monthly income from Line 15 of Schedule I
b. Average monthly expenses from Line 18 above

c. Monthly net income (a. minus b.)

1,081.17

1.065.00

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(If known)

IN RE Smullin, Cynthia A

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Debtor(s)

Case No.

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of 18 sheets, and that they are true and correct to the best of my knowledge, information, and belief. Date: July 30, 2009 Signature: /s/ Cynthia A Smullin Debtor Cynthia A Smullin Date: Signature: (Joint Debtor, if any) [If joint case, both spouses must sign.] DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110) I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342 (b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section. Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer Social Security No. (Required by 11 U.S.C. § 110.) If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document. Signature of Bankruptcy Petition Preparer Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document, unless the bankruptcy petition preparer is not an individual: If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person. A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156. DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP (the president or other officer or an authorized agent of the corporation or a I, the member or an authorized agent of the partnership) of the (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets (total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief. Signature:

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

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Filed 07/30/09 Entered 07/30/09 16:44:18 Desc Main Document Page 24 of 33 United States Bankruptcy Court Northern District of Illinois

IN RE:			Case No.
Smullin, Cynthia A		Chapter 7	
Debto	or(s)		
CHAPTER 7 INDI	IVIDUAL DEBTO	R'S STATEME	NT OF INTENTION
<b>PART A</b> – Debts secured by property of the esestate. Attach additional pages if necessary.)	state. (Part A must be	fully completed fo	r <b>EACH</b> debt which is secured by property of the
Property No. 1		]	
Creditor's Name:		Describe Proper	ty Securing Debt:
Property will be (check one):  Surrendered Retained			
If retaining the property, I intend to (check at least one):  Redeem the property Reaffirm the debt Other. Explain		(for example, avoid lien using 11 U.S.C. § 522(f)).	
Property is (check one):  ☐ Claimed as exempt ☐ Not claimed as	exempt		
Property No. 2 (if necessary)			
Creditor's Name:		Describe Proper	ty Securing Debt:
Property will be (check one):  Surrendered Retained			
If retaining the property, I intend to (check as Redeem the property Reaffirm the debt Other. Explain	t least one):	(fo	r example, avoid lien using 11 U.S.C. § 522(f)).
Property is (check one):  Claimed as exempt Not claimed as	exempt		
PART B – Personal property subject to unexpiradditional pages if necessary.)	red leases. (All three c	olumns of Part B m	ust be completed for each unexpired lease. Attach
Property No. 1			
Lessor's Name:	Describe Leased	Property:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  ☐ Yes ☐ No
Property No. 2 (if necessary)			
Lessor's Name:	Describe Leased	Property:	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  ☐ Yes ☐ No
continuation sheets attached (if any)	-1		
I declare under penalty of perjury that the personal property subject to an unexpired l		intention as to any	y property of my estate securing a debt and/or
Date: July 30, 2009	/s/ Cynthia A Smull	in	
	Signature of Debtor		

Signature of Joint Debtor

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Document Page 25 of 33 United States Bankruptcy Court Northern District of Illinois

IN RE:		Case No
Smullin, Cynthia A		Chapter 7
	Debtor(s)	

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE 18,302.00 2008 Income

#### 2. Income other than from employment or operation of business

None State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

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None	b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within <b>90 days</b> immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)			
None	c. All debtors: List all payments made within <b>one year</b> immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)			
4. Sui	ts and administrative proceedings, executions, garnishments and attachments			
None	_ at this and administrative proceedings to which the debtor is or was a party within one year minied atterpt preceding the mining or this			
None	b. Describe all property that has been attached, garnished or seized under any legal or equitable process within <b>one year</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)			
5. Re	possessions, foreclosures and returns			
None	List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within <b>one year</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)			
6. Ass	signments and receiverships			
None	a. Describe any assignment of property for the benefit of creditors made within <b>120 days</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and joint petition is not filed.)			
None	b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within <b>one year</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)			
7. Gif	its			
None	List all gifts or charitable contributions made within <b>one year</b> immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)			
8. Lo	sses			
None	List all losses from fire, theft, other casualty or gambling within <b>one year</b> immediately preceding the commencement of this case <b>or since the commencement of this case</b> . (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)			

#### 9. Payments related to debt counseling or bankruptcy

None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Jay M. Reese 286 W. Fullerton Addison, IL 60101

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR 07/22/2009

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY 350.00

#### 10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

#### 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

List all property owned by another person that the debtor holds or controls.



#### 15. Prior address of debtor

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

#### 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

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#### 18. Nature, location and name of business

None

a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

None

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

✓

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date: <b>July 30, 2009</b>	Signature /s/ Cynthia A Smullin	
	of Debtor	Cynthia A Smullin
Date:	Signature	
	of Joint Debtor	
	(if any)	
	ocntinuation pages attached	

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

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Smullin, Cynthia A 922 Westfield Lane Schaumburg, IL 60193 Document Page 29 of 33 Light House Financial 4950 N. Cumberland Ave, Suite 7 Norridge, IL 60706

Stroger Cook County Hospital 1900 W. Polk Street Chicago, IL 60612

Law Offices of Jay M. Reese 286 W. Fullerton Ave. Addison, IL 60101-3767 Lunv Funding LLC P.O. Box 10584 Greenville, SC 29603-0584 The CCS Companies P.O. Box 7249 Portsmouth, NH 03802-7249

Alexian Brothers Hospital 1650 Moon Lake Blvd Hoffman Estates, IL 60194 MRA Collection 6401 W 31st Street Berwyn, IL 60402

UN COLL TOL C/O Meijer Inc. 5620 Southwyck Blv Toledo, OH 43614

Amer Collection Company 919 W Estes Schaumburg, IL 60193 NCO FIN/22 P.O. Box 41448 Philadelphia, PA 19101 Wow Cable P.O. Box 5715 Carol Stream, IL 60197

Asset Acceptance, LLC P.O. Box 2036 Warren, MI 48090-2031 NW Collector 3601 Algonquin Road Rolling Meadows, IL 60008

Captial One P.O. Box 70886 Charlotte, NC 28272-9903 PINNACLE FIN 2080 Elm Street SE Minneapolis, MN 55439

CRD PRT ASSO C/O ComCast One Galleria Tower Dallas, TX 75240 RJM ACQ LLC C/O Charter One Bank 575 Underhill Blvd Syosset, NY 11791

E & T Automotive Wise Road Schaumburg, IL 60173 RMI/MCSI C/O City Of Elgin 3348 Ridge Road Lansing, IL 60438

FFC-Columbus Inc. 1550 Old Henderson Road St Oh, OH 73220 St Alexius Center 1555 N. Barrington Road Hoffman Estates, IL 60010

Harris N.A. 111 W. Monroe Street P.O. Box 755 Chicago, IL 60690 St. Alexiaius Brothers Behavior Center 1555 N. Barrington Road Hoffman Estates, IL 60010

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IN RE:

Case No. \_\_\_\_\_

Smullin, Cynthia A

Chapter 7

#### **VERIFICATION OF CREDITOR MATRIX**

Debtor(s)

Number of Creditors \_\_\_\_\_ 22

The above-named Debtor(s) hereby verifies that the list of creditors is true and correct to the best of my (our) knowledge.

Date: July 30, 2009	/s/ Cynthia A Smullin	
	Debtor	
	Joint Debtor	

# Case 09-27792 Doc 1 Filed 07/30/09 Entered 07/30/09 16:44:18 Desc Main Document Page 31 of 33 United States Bankruptcy Court Northern District of Illinois

IN	RE:		Case No.
Sı	nullin, Cynthia A		Chapter 7
	Debtor(s)		
	DISCLOSURE OF C	OMPENSATION OF ATTORNEY	FOR DEBTOR
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me wit one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplat of or in connection with the bankruptcy case is as follows:		
	For legal services, I have agreed to accept		\$600.00
	Prior to the filing of this statement I have received		\$\$ 51.00
	Balance Due		\$\$ <b>549.00</b>
2.	The source of the compensation paid to me was: 🗹 De	btor Other (specify):	
3.	The source of compensation to be paid to me is:  De	btor Other (specify):	
4.	I have not agreed to share the above-disclosed compo	ensation with any other person unless they are member	ers and associates of my law firm.
	I have agreed to share the above-disclosed compensatogether with a list of the names of the people sharin		or associates of my law firm. A copy of the agreement,
5.	In return for the above-disclosed fee, I have agreed to rend	der legal service for all aspects of the bankruptcy case	;, including:
	b. Preparation and filing of any petition, schedules, stat	ors and confirmation hearing, and any adjourned hear	
6.	By agreement with the debtor(s), the above disclosed fee	does not include the following services:	
		CERTIFICATION	
	certify that the foregoing is a complete statement of any agreenceeding.		entation of the debtor(s) in this bankruptcy
-	<b>July 30, 2009</b> Date	/s/ Jay Reese Jay Reese 2301873	

286 W. Fullerton Ave. Addison, IL 60101-3767

lawofficeofjmreese@sbcglobal.net

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#### UNITED STATES BANKRUPTCY COURT

# NOTICE TO CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days before the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

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1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### **Chapter 11:** Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### Certificate of [Non-Attorney] Bankruptcy Petition Preparer

I, the [non-attorney] bankruptcy petition preparer signing the debtor's petition, hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Printed Name and title, if any, of Bankruptcy Petition Preparer Address:  X	Social Security number petition preparer is no the Social Security number principal, responsible the bankruptcy petitio (Required by 11 U.S.C.)	t an individual, state mber of the officer, person, or partner of n preparer.)
Signature of Bankruptcy Petition Preparer of officer, principal, a partner whose Social Security number is provided above.	te of the Debtor	
I (We), the debtor(s), affirm that I (we) have received and read to	this notice.	
Smullin, Cynthia A Printed Name(s) of Debtor(s)	X /s/ Cynthia A Smullin Signature of Debtor	<b>7/30/2009</b> Date
Case No. (if known)	X	Date